IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

CONTEMPT PETITION NO.65 0F 2005
IN
SUIT NO.1423 OF 2004

Smita Jaimini Chinai & Anr. ...Petitioners

Versus

A.G.Developers & Ors. ...Respondents

Shri Arif Bookwala with Ms Deepa Mani i/by S.K.Srivastav & Co for the Petitioners.

Shri Shailesh Thakkar for the Respondent Nos.1 to 6.

CORAM : ABHAY S.OKA, J.
DATED : SEPTEMBER 27th, 2007.

P.C.:

1. The minutes of order signed by the Advocates for the Petitioners and Advocate for the Respondents are tendered on record and marked "X" for identification.

2. The learned counsel for the Petitioner states that compliance has been made with clause 4 of order dated 04th April, 2007 by the Respondents by paying necessary amount and hence, the order imposing sentence stands cancelled.

3. In view of the aforesaid statement and in view of the minutes of order, I pass the following order:

(i) The order imposing sentence stands cancelled.

(ii) The decree passed in Suit No.1423 of 2004 shall be marked as fully satisfied.

(iii) The Court Receiver, High Court appointed as receiver in respect of Flat No.503 on the 4th floor of the building known as "Shivanjali" situated at Dr.Ambedkar Road, Khar, Mumbai is hereby discharged without passing accounts.

(iv) The Respondents/original Defendants undertake to this Court to pay Receiver’s charge/expenses, if any.

(v) The Court Receiver shall forthwith handover possession of the said flat to the Respondents/original Defendants.

(vi) Parties and the Court Receiver to act upon an authenticated copy of this order.

JUDGE